IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/698,787

Applicant: Victor Levy Confirmation No.: 6687

Filed: October 27, 2000 RECEIVED

Art Unit: 3626 SEP 1 5 2004

Examiner: Pass, Natalie GROUP 3600

Docket No.: 50824-2

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Ms. Pass:

Applicant submits additional prior art references known to applicant, as identified on the attached form.

Iliff (U.S. Patent No. 5,868,669) is related to U.S. Patent No. 6,206,829, cited by the examiner against the claims of the application. In a response filed by applicant contemporaneously with this supplemental information disclosure statement, applicant explains the difference between the claimed invention and the '829 reference. It is not believed that Iliff '669 is more relevant that Iliff '829.

McIlroy (U.S. Patent No. 5,583,758) is a rules-based system similar to Iliff and is not believed to be more material than Iliff '829. Applicant wishes to disclose that McIlroy was identified via a PCT preliminary examination. During the course of reviewing various prior art publications and related information discovered by applicant over the last several years, for the

purpose of updating past disclosures made to the USPTO, it was discovered that McIlroy had not been submitted to the patent examiner for consideration.

Ingram is a complete copy of a document that was apparently retrieved by the patent examiner during the course of conducting her own search. It was not clear from the examiner's office action whether she had access to a complete copy of the publication. Accordingly, applicant obtained one and it is submitted herewith for the examiner's consideration. It is not believed that Ingram discloses any information that is more material to patentability than Iliff.

The four Selker patents (U.S. Patent Nos. 5,718,233; 5,501,229; 5,277,188; and 4,957,115) are believed to be cumulative of Pozen, discussed below. However, applicant considers these references to be highly material to patentability. The claims are distinguishable over these references for the same reasons that claims are distinguishable over Iliff and Pozen, as discussed in the amendment and response filed on the same date as this paper.

Pozen et al. describes a diagnostic aid for acute ischemic heart disease. It is respectfully submitted that Pozen is highly relevant and material to patentability. Pozen is discussed in the amendment and response filed on the same date as this paper.

Goldman discloses a computer protocol for predicting myocardial infarction. Like Pozen, it is respectfully submitted that Goldman is highly material to patentability.

Selker et al. discloses a computerized test for predicting the probability of acute ischemia.

It is similar in relevancy to the Selker patents described above.

Respectfully submitted,

VICTOR LEVY

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I, Bruce A. Kaser, hereby certify that this document and its attachments are being deposited with the U.S. Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 76 day of September, 2004.

Name (signature)

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

 Complete if Known

 Application Number
 09/698,787

 Filing Date
 October 27, 2000

 First Named Inventor
 Levy, Victor

 Art Unit
 3626

 Examiner Name
 Pass, Natalie

 Attorney Docket Number
 50824-2

(Use as many sheets as necessary)

Sheet 1 of 1 Attorney Docket Number

	_			U.S. PATENT D	OCUMENTS		
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (# known)}		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		US-	5,868,669	02/09/1999	lliff		
		US-	5,583,758	12/10/1996	McIlroy		
		US-	5,718,233	02/17/1998	Selker et al.		
		US-	5,501,229	03/26/1996	Selker et al.	RECEIVED	
		US-	5,277,188	01/11/1994	Selker	HECTIVED	
		US-	4,957,115	09/18/1990	Selker	SFP 1 5 2004	
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	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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of

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Complete if Known				
Application Number	09/698,727			
Filing Date	October 27, 2000			
First Named Inventor	Levy, Victor			
Art Unit	3626			
Examiner Name	Pass, Natalie			
Attorney Docket Number	50824-2			

	NON PATENT LITERATURE DOCUMENTS		
Cite No. ¹	magazina journal carial composium catalog atc.) data paga(e) volume issue number(s) publisher		
	INGRAM, ROBERT W., Accounting Information Systems - Notes for AC 389/489, Spring/Fall 1998, Culverhouse School of Accountancy, University of Alabama, USA		
•	POZEN, M.W.; D'AGOSTINO, R.B.; SELKER, H.P.; SYTKOWSKI, P.A.; HOOD, W.B., JR.; A Predictive Instrument to Improve Coronary Care-Unit Admission Practices in Acute Ischemic Heart Disease: A Prospective Multicenter Clinical Trial, N. Engl. J. Med. 1984; 310-1273-1278		
	GOLDMAN, L.; COOK, E.F.; BRAND, D.A., ET AL.; A Computer Protocol to Predict Myocardial Infarcation in Emergency Department Patients with Chest Pain, N. Engl. J. Med. 1988, 318; 797-803		
	SELKER, H.P.; BESHANSKY, J.R.; GRIFFITH, J.L.; ET AL.; Use of the Acute Cardiac Ischemia Time-Insensitive Predictive Instrument (ACI-TIPI) to Assist with Triage of Patients with Chest Pain or Other Symptoms Suggestive of Acute Cardiac Ischemia: a Multi-Center, Controlled Clinical Trial, Ann Intern Med. 1998; 129: 845-855		
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		Cite No.1 Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. INGRAM, ROBERT W., Accounting Information Systems - Notes for AC 389/489, Spring/Fall 1998, Culverhouse School of Accountancy, University of Alabama, USA POZEN, M.W.; D'AGOSTINO, R.B.; SELKER, H.P.; SYTKOWSKI, P.A.; HOOD, W.B., JR.; A Predictive Instrument to Improve Coronary Care-Unit Admission Practices in Acute Ischemic Heart Disease: A Prospective Multicenter Clinical Trial, N. Engl. J. Med. 1984; 310-1273-1278 GOLDMAN, L.; COOK, E.F.; BRAND, D.A., ET AL.; A Computer Protocol to Predict Myocardial Infarcation in Emergency Department Patients with Chest Pain, N. Engl. J. Med. 1988, 318; 797-803 SELKER, H.P.; BESHANSKY, J.R.; GRIFFITH, J.L.; ET AL.; Use of the Acute Cardiac Ischemia Time-Insensitive Predictive Instrument (ACI-TIPI) to Assist with Triage of Patients with Chest Pain or Other Symptoms Suggestive of Acute Cardiac Ischemia: a Multi-Center, Controlled Clinical Trial, Ann Intern Med. 1998; 129: 845-855	

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